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Dated: January 7, 2009

Signature: _____

(Marcus J. Millet)

EXPEDITED PROCEDURE

Group Art Unit: 3768

Docket No.: TRANS 3.3-052

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: _____

Patrick David Lopath

Application No.: 10/520,535

Filed: September 28, 2005

For: CARDIAC ABLATION USING
MICROBUBBLES

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: Group Art Unit: 3768
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: Examiner: S. Cattungal
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**RESPONSE TO FINAL OFFICIAL ACTION
AND SUMMARY OF INTERVIEW**

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

The present communication is responsive to the final Official Action mailed October 7, 2008, and is also intended as a written record of the telephone interview between undersigned counsel and Examiners Sanjay Cattungal and Long Le on January 6, 2009. The Examiners' courtesy in granting and conducting the interview is greatly appreciated. A notice of appeal has not been filed at this time, inasmuch as it is believed that the final rejection will be withdrawn for the reasons discussed at the interview.

The only rejection set forth in the Official Action was the rejection of claims 1-12 inclusive under 35 U.S.C. § 102(b) on *Nash et al.*, WO 01/10313 ("*Nash*"). During the interview, counsel pointed out that *Nash* does not teach "microbubbles" as recited in each of independent claims 1 and 7.